



THE COMMONWEALTH OF MASSACHUSETTS  
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**Via Facsimile (617-748-4584) & First-Class Mail**

January 19, 2006

Hon. Joyce London Alexander  
United States Magistrate Judge  
United States District Court  
1 Courthouse Way #24  
Boston MA 02210

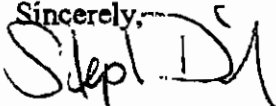
Re: Tinkham, et al. v. Kelly, et al.  
U.S.D.C. 05-10470-MLW

Your Honor,

I apologize for my absence from the hearing in the above matter this afternoon, and for the inconvenience it caused the Court. Between the date change and our call to trial, I inexcusably lost track of my calendar, and did not, but should have, realize that the new hearing date fell in the middle of our trial week.

There was neither disrespect of the Court meant, nor was there an intent to ignore the Court's authority, schedule or rules. Nor can the error reasonably be ascribed to this Office; this was a personal failing of my own that resulted in missing a hearing I was looking forward to attending.

I can only ask that the Court, this once, excuse my unintentional conduct, and consider Defendants' comprehensive Motion to Dismiss on the papers, if not at another hearing.

Sincerely,  
  
Stephen Dick, AAG, x3324  
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cc: Peter Tinkham, Juliet Alexander  
John J. Davis, Esq.



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Subject:	Tinkham, et al. v. Kelly, et al.		
	USDC 05-10470-MLW		

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